


**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

JIMMY EARL DOWNS,	)	Case No.: 2:10-cv-01444-GMN-PAL
	)	
Petitioner,	)	<b>ORDER</b>
vs.	)	
	)	
WARDEN BRIAN WILLIAMS, et al.,	)	
	)	
Respondents.	)	
	)	

Petitioner has submitted a habeas corpus petition pursuant to 28 U.S.C. § 2254, but has neither paid the required filing fee nor filed an appropriate motion for leave to proceed *in forma pauperis*. The petition cannot be filed without either payment of the required filing fee or a grant of leave to proceed *in forma pauperis* based on a fully complete motion. Petitioner shall be sent the correct IFP form for use, should he wish to file a motion for leave to proceed *in forma pauperis* in this action. In the interim, Petitioner shall be given leave to proceed *in forma pauperis* on a temporary basis.

IT IS THEREFORE ORDERED that the Clerk shall send to petitioner a set of forms for a motion to proceed *in forma pauperis*. Petitioner shall have thirty (30) days from the date of the entry of this order within which to either pay the required filing fee or file a fully and properly completed motion for leave to proceed *in forma pauperis*. The failure to do so in a timely manner will result in the dismissal of this action.

DATED this 1st day of September, 2010.

  
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 Gloria M. Navarro  
 United States District Judge